

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ARE-EAST RIVER SCIENCE PARK, LLC,

Plaintiff,

- against -

NEW YORK CITY HEALTH AND HOSPITALS  
CORPORATION and NEW YORK CITY  
ECONOMIC DEVELOPMENT CORPORATION,

**ORDER**

24 Civ. 5956 (NRB)

Defendants.

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**NAOMI REICE BUCHWALD**  
**UNITED STATES DISTRICT JUDGE**

**WHEREAS** on August 6, 2024, plaintiff ARE-East River Science Park, LLC ("ARE-East River" or "plaintiff") commenced this action by filing a Complaint, ECF No. 1; and

**WHEREAS** on December 13, 2024, defendants New York City Health and Hospitals Corporation and New York City Economic Development Corporation (together, "defendants") filed a motion to dismiss the Complaint, ECF Nos. 29-31; and

**WHEREAS** on January 24, 2025, plaintiff drafted and attempted to file a First Amended Complaint, ECF No. 33; and

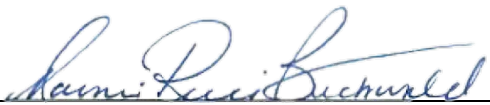
**WHEREAS** on January 27, 2025, plaintiff filed a copy of an email exchange in which the parties agreed to a briefing schedule that would permit the filing of a First Amended Complaint, ECF No. 34; and

**WHEREAS** on February 13, 2025 the parties entered into a stipulation agreeing to a briefing schedule pursuant to which defendants would file a Motion to dismiss the First Amended Complaint, ECF No. 36; it is hereby

**ORDERED** that the Clerk of Court shall accept plaintiff's First Amended Complaint, ECF No. 33, for filing; and it is hereby

**ORDERED** that defendants' motion to dismiss the prior complaint, ECF Nos. 29-31, is struck from the docket.

Dated: New York, New York  
February 14, 2025

  
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NAOMI REICE BUCHWALD  
UNITED STATES DISTRICT JUDGE